

IN THE COURT OF COMMON PLEAS OF AIKEN COUNTY

STATE OF SOUTH CAROLINA

IN THE MATTER OF:

Case No: 2007-CP-02-122

Estate of JAMES BROWN, a/k/a

JAMES JOSEPH BROWN, DECEASED

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AFFIDAVIT OF DIANE STERLING

Personally appeared before the undersigned officer, duly authorized under law to administer oaths, Diane Sterling, who, after being sworn, states as follows:

1.

I am over 21 years of age, I am competent to make this Affidavit and I have personal knowledge of the facts set forth herein.

2.

I am a resident of Richmond County, GEORGIA.

4.

I have been employed as a security guard by James Brown for 6 years. First as an employee of Sizemore Security, Inc. who were contracted out to do security for Mr. Brown in 2001 - 2005.

5.

While I was employed by Sizemore Security, I personally have knowledge and information that Sizemore Security was overcharging Mr. Brown for their services. I remember an instance in 2005 when Sizemore claimed Mr. Brown owed Sizemore \$7200 for services. I informed Mr. Brown (after one of his overseas tours) that Sizemore was

threatening to discharge their security out from the property if the bill was not paid. Mr. Brown took it upon himself to give me a \$5000 cashiers check and \$2200 in cash to settle the account with Sizemore, of which I gladly accepted the duty to go and pay the bill. However, when I contacted Ms. Billy, an employee in Sizemore's accountants payable, to pay the past due invoice, Ms. Billy advised me that Mr. Brown did not owe that much and that he only owed \$3,000 to Sizemore. To much to my confusion, I asked her why Sizemore insisted it was \$7200. Ms. Billy made some phone calls to various management people and they told her that Sizemore was now being paid in advance for their services. Ms. Billy accepted the \$7200 and supposedly applied it to his account. Furthermore, Mr. Brown complained to me often about Sizemore Security and there lack of professionalism. He complained about the security guards sleeping on the job and not checking cars when they arrived at the gate of his home before letting them enter.

6.

In 2005, Mr. David Cannon terminated Sizemore Security at Mr. Brown's request. Shortly thereafter, I resigned from Sizemore Security and took a permanent position as a Captain for Mr. Brown's security and worked as an employee of James Brown Enterprises since.

7.

My location of employment as a security guard for Mr. Brown is the real property of Mr. Brown located at 430 Douglas Drive, Beech Island, South Carolina.

8.

My paychecks are currently generated from James Brown Enterprises.

9.

Many times during my employment with James Brown Enterprises, payment for my services from James Brown Enterprises has been late and/or incomplete.

10.

Because James Brown Enterprises consistently failed to issue timely and complete paychecks to me as an employee, I was forced to file for bankruptcy in the Bankruptcy Court for the Southern District of Georgia.

11.

James Brown Enterprises is currently obligated to withhold a certain amount from my regular paycheck and submit that amount directly to a bankruptcy trustee in my personal bankruptcy in the Bankruptcy Court for the Southern District of Georgia. James Brown Enterprises is withholding the amount from my paycheck but has failed to regularly submit this amount to the bankruptcy trustee, according to my bankruptcy trustee.

12.

Following Mr. Brown's death on Christmas morning 2006, Mr. Cannon gave me and Colonel Lee \$500 to get all of the locks changed at Mr. Brown's home and to use the rest of the money "to take yourselves out to dinner". Mr. Cannon also advised Colonel Lee and I to tighten up security by employing more guards at Mr. Brown's home for 24 hour commands. Colonel Lee and I hired four additional men to stand guard at Mr. Brown's house following his death. Their names are Maurice Wallace, Carlos Jones, Kenny (last name unknown) and guard named Fusha.

13.

As of February 5, 2007, the Trustees (Mr. Bradley, Mr. Cannon and Mr. Dallas) dismissed our services and replaced us with Sizemore Security to stand guard at Mr. Brown's residence at 430 Douglas Drive, Beech Island, South Carolina.

14.

I love and respect Mr. Brown and now that he is gone I miss him dearly. I believe he has been taken advantage of financially by many people claiming to be close to him and especially by his Trustees. I do not trust Mr. Cannon or Mr. Bradley. I do not know Mr. Dallas therefore I cannot comment of him. However I believe that by changing the security team at Mr. Brown's house is simply just a means to get all "eyes and ears" out of the way so they can do something underhanded without Mr. Brown's children finding out about it.

FURTHER AFFIANT SAITH NOT.

Diane Sterling
DIANE STERLING

Sworn to and subscribed
before me this 16 day
of February, 2007

Michelle W. Clark
NOTARY PUBLIC (SEAL)

